

Exhibit ‘I’

Kyle Tate

From: <Julianne.Peck@dbr.com>
To: <ktate@tatelawfirm.com>
Cc: <RPacker@McCarter.com>; <PBoyer@McCarter.com>; <wmatthews@saul.com>; <LWescott@saul.com>; <John.Chesney@dbr.com>; <Jonathan.Sturz@dbr.com>
Sent: Thursday, January 08, 2004 3:15 PM
Subject: RE: meet and confer

Kyle,

The correspondence speaks for itself. We did not chose not to respond to your e-mail. Your e-mail did not request or require a response. As I am now promising you for the THIRD time in writing, you will get our responses to the 4th Request for Production no later than Monday. You would have had them sooner absent the holidays, if I had not gotten the flu, and if John were not on vacation. You shut this entire case down for an entire week when you were sick, so I presume you will be understanding.

Juli

-----Original Message-----

From: Kyle Tate [mailto:ktate@tatelawfirm.com]
Sent: Thursday, January 08, 2004 3:56 PM
To: PECK, JULIANNE (PH)
Cc: RPacker@McCarter.com; PBoyer@McCarter.com; wmatthews@saul.com; LWescott@saul.com; Chesney, John; Sturz, Jonathan
Subject: Re: meet and confer

Juli,

We agree that you and John chose not to respond to the 12/24 e-mail set forth below.

Also, on December 24, 2003, John said you would provide a response to the 4th request for Production "promptly". It has been over two weeks since his commitment to respond. See his e-mail below. If you are really trying to move forward with the case, please provide TAMS' responses to the 4th RFP and 30(b)(5) by the end of this week. Remember, you are the one that stated "I will try to fax our formal responses, as well as objections to your 30(b)(5) request, by the end of this week".

Thanks,
 Kyle

----- Original Message -----

From: Julianne.Peck@dbr.com
To: ktate@tatelawfirm.com
Cc: RPacker@McCarter.com ; PBoyer@McCarter.com ; wmatthews@saul.com ; LWescott@saul.com ; John.Chesney@dbr.com ; Jonathan.Sturz@dbr.com
Sent: Thursday, January 08, 2004 2:19 PM
Subject: RE: meet and confer

Kyle, as I said, you will get our responses no later than Monday. The e-mail below did not call for a response, and our failure to respond to it should in no way be deemed as our agreement with your position that your requests were timely and/or relevant.

-----Original Message-----

From: Kyle Tate [mailto:ktate@tatelawfirm.com]

Sent: Thursday, January 08, 2004 12:59 PM
To: PECK, JULIANNE (PH)
Cc: Packer, Rosetta; Boyer, Peter J.; wmatthews@saul.com; Lyn Wescott
Subject: Fw: meet and confer

Juli,
You nor John responded to the below e-mail. I assume by your failure to respond that you and John understood the document requests in our 4th Request for Production with no problem. I am hopeful that you will provide a response promptly as previously requested.
Thanks,
Kyle

----- Original Message -----

From: [Kyle Tate](#)
To: John.Chesney@dbr.com ; [PECK, JULIANNE \(PH\)](#) ; [Packer, Rosetta](#) ; [Boyer, Peter J.](#)
Sent: Wednesday, December 24, 2003 10:29 AM
Subject: Re: meet and confer

John,

I'll look for your substantive responses on the 4th Request for Production and I don't believe the Requests were untimely. Anyway, in reviewing the 4th Request this morning, I want to make sure that you and Juli understand Request number #102 and Request numbers #108 and #129 so we can proceed efficiently and you can respond appropriately.

Request #102 should include documents between the manufacturer(s) (Toshiba Corp. of Japan or other Toshiba corp. involved in the manufacturing) and its subsidiary TAMS regarding the type equipment located at DDI and other diagnostic facilities. Some, but not all of the documents would be as follows:

- Toshiba Field Reports
- Toshiba Interoffice Memos
- Toshiba National Service Support Reports
- Toshiba memos re: meetings
- Toshiba Work Orders
- Toshiba "Product Issues"
- Toshiba District Support Monthly Reports of Complaints
- Toshiba Historical Activity Reports & Summaries
- Hospital Service Reports

TAMS is arguing that the poor images were a result of operator error / lack of training. We believe that the equipment had a history of problems and that the same or similar problems occurred at DDI, thus we are entitled to such relevant documents showing the history of problems to counter your operator error / lack of training argument. This information will also show your client's knowledge of the problems and the obvious material misrepresentations regarding the equipments' capabilities before, during and after the sale to DDI. TAMS has already disclosed some documents confirming its knowledge of the problems, but we need production of all such documents.

Request #108 and #129 should be understood to include all service reports, field reports, historical activity reports, etc. and all customer complaints from other Toshiba customers concerning the same or similar type equipment that was at DDI. This information is obviously relevant for many reasons including but not limited to the equipments' history of inherent problems which shows that the operators are not to blame. Per Request #108 and #129, please produce the above mentioned records and/or other relevant records from at least the following facilities:

1. Golf Diagnostic
Golf Diagnostic Imaging Center

9680 Golf Road
Des Plaines, IL 60016
847-296-5366

2. SDMI
Steinberg Diagnostic Medical Imaging
3. Great Plains
Great Plains Regional Medical Center
1705 West 2nd Street
Elk City, OK 73644
580-225-2511
4. Rockland
Mid Rockland Imaging
18 Squadron Boulevard
New City, NY 10956
845-634-XRAY
5. Rapid Imaging
6. Summa Health
7. NMI Roxborough
National Medical Imaging
498 Roxborough Avenue
Roxborough, PA 19128
215-485-9980
8. West Florida
9. Diagnostic Clinic Largo
Diagnostic Clinic
1551 West Bay Drive
Largo, FL 33770
727-581-8767
10. Children's Denver
11. Garden City
MRImaging at Garden City
1103 Stewart Avenue, Suite 104
Garden City, NY 11530
12. Hood River
Providence Hood River Memorial Hospital
811-13th Street
Hood River, OR 97037
541-713-3911
13. Cranford Diagnostic Imaging Center
25 South Union Avenue
Cranford, New Jersey 07016

14. Florida Institute for Advanced Diagnostic Imaging
9238 U.S. Highway 19
Port Richey, FL 34668
15. Medical Imaging Center, P.C.
6 Northwestern Drive
Bloomfield, CT 06002
16. Mountain Medical Imaging Center
1485 East Skyline Drive
South Ogden, UT 84403

I hope that you will cooperate with the Requests so I don't have to pursue production through the Court and/or via the subpoenas that were previously issued.

I can also send the above in a formal letter if you would like, just let me know.

Thanks,
Kyle

----- Original Message -----

From: John.Chesney@dbr.com

To: ktate@tatelawfirm.com

Sent: Wednesday, December 24, 2003 8:18 AM

Subject: Re: meet and confer

Kyle

Two things.

First, I'm a bit behind on a filing I need to get in today and won't be able to talk at 10. I will join in the brief scheduling discussion that Pete has set up for later on. Maybe you and I should spend a couple of minutes on scheduling before that call.

Second, when you referenced the 4th document request as having been due in late November, I was confused as to what you were talking about. That request was actually untimely under the existing deadline, so we need to get you substantive (instead of just timeliness) objections as a predicate to a meet and confer. We will do that promptly.

I will be available to discuss discovery with you or your designee through New Year's. If you need to be involved and are unavailable that entire time, you can talk with Juli during the first week in January.

John

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